

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

CLERK'S OFFICE
U.S. DISTRICT COURT
DISTRICT OF COLUMBIA

IN RE:
VITAMINS ANTITRUST LITIGATION

APR 18 10 41 AM '03

Misc. No. 99-197 (TFH)
MDL No. 1285

THIS DOCUMENT RELATES TO:
ALL ACTIONS

FILED

APR 23 2003

NANCY MAYER WHITTINGTON, CLERK
U.S. DISTRICT COURT

**STIPULATION AND ~~PROPOSED~~ ORDER
REGARDING AMENDMENT TO PARAGRAPH 17 OF THE PROTECTIVE ORDER**

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, that any Confidential Information produced or discovered, subject to the November 3, 1999 Protective Order as amended (the "Protective Order"), in *In re Vitamins Antitrust Litigation*, Misc. No. 99-197 (TFH) (MDL No. 1285), may be retained by counsel for the receiving party for a period not to exceed ninety days from the final termination of this litigation (including all remand actions) or one hundred twenty days following the D.C. Circuit's issuance of the mandate in *Empagran, S.A., et al. v. F. Hoffman-LaRoche Ltd., et. al.*, 1:00 CV 01686 (TFH) ("*Empagran*") whichever is later. Thereafter, absent a motion for further modification of the Protective Order or an additional Stipulation between the parties, counsel shall comply with Paragraph 17 of the Protective Order. If counsel for the receiving party is counsel of record for a party in any state court indirect Vitamins litigation, counsel shall have until ninety days after the termination of such state court litigation to comply with paragraph 17 of the Protective Order.

The Protective Order shall remain in full force and effect, except that this Stipulation shall supersede any obligation of the parties to return to the source or destroy information containing Confidential Information within ninety days of the termination of this matter and the remanded actions stemming therefrom.